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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 040268/0161

In re patent application of

Eric REYNOLDS.

Serial No. 09/380,738

Filed: December 6, 1999

For: CALCIUM PHOSHOPEPTIDE COMPLEXES



Group art Unit 1653

Examiner: D. Lukton

SECOND PRELIMINARY AMENDMENT AND RESPONSE TO RESTRICTION
REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action dated May 17, 2000, applicant hereby elects, **with traverse**, the claims of Group II, Claims 7-16, 29, and 38 drawn to a complex which does not require the presence of fluoride, classified in 514/007. Applicants further elect the amino acid sequence set forth in claim 4 [1] as the species for examination purposes. A Petition for Extension of time with the requisite fee is attached.

IN THE CLAIMS:

Please rewrite Claims 29 and 30, which were added by way of the Preliminary Amendment filed September 13, 1999 but not entered, as new Claims 37 and 38:

- B1
37. The anticariogenic composition of Claim 20 which is a delivery vehicle.
38. The anticariogenic composition of Claim 37, wherein said delivery vehicle is selected from the group consisting of toothpaste, toothpowder, liquid dentifrice, mouthwash, troches, chewing gum, dental paste, gingival massage cream, gargle tablets, dairy products and other foodstuffs.